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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 MICHAEL BRUCE BYNOE,

10 Petitioner,

11 vs.

12 STATE OF NEVADA,

13 Respondents.
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Case No. 3:15-cv-00168-RCJ-WGC

ORDER

15 The Federal Public Defender has filed an ex parte motion for appointment of counsel to
16 represent petitioner (ECF No. 17). The court grants this motion. Appointment of counsel makes
17 petitioner's response to the court's order to show cause (ECF No. 16) moot, because counsel likely
18 will be filing an amended petition.

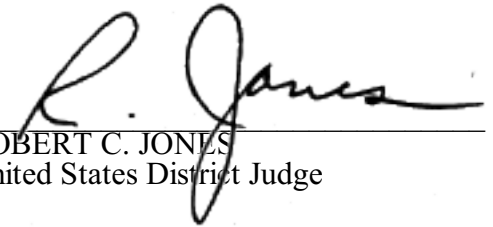
19 IT IS THEREFORE ORDERED that the ex parte motion for appointment of counsel to
20 represent petitioner (ECF No. 17) is **GRANTED**. The Federal Public Defender is appointed to
21 represent petitioner.

22 IT IS FURTHER ORDERED that counsel shall have sixty (60) days to file an amended
23 petition for a writ of habeas corpus.

24 IT IS FURTHER ORDERED that neither the foregoing deadline nor any extension thereof
25 signifies or will signify any implied finding of a basis for tolling during the time period established.
26 Petitioner at all times remains responsible for calculating the running of the federal limitation period
27 under 28 U.S.C. § 2244(d)(1) and timely asserting claims.
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1 IT IS FURTHER ORDERED that any exhibits filed by the parties shall be filed with a
2 separate index of exhibits identifying the exhibits by number or letter. The CM/ECF attachments that
3 are filed further shall be identified by the number or numbers (or letter or letters) of the exhibits in
4 the attachment. The hard copy of any additional state court record exhibits shall be forwarded—for
5 this case—to the staff attorneys in Las Vegas.

6 Dated: July 18, 2016

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9 ROBERT C. JONES
United States District Judge
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